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FILE *Security 4*

23 AUG 1971

MEMORANDUM FOR: Mr. William H. Rehnquist
Chairman, Security Review Committee

SUBJECT: Safeguarding Official Information in the
Interests of the Defense of the United
States (Executive Order 10501, as
amended)

1. I referred Mr. Thomas Latimer's memorandum entitled
"Draft Revision of Section 7 (b) (3) a," dated August 14, 1971 to our
Legislative Counsel who commented as follows:

"The first sentence of the proposal poses no
problem.

"The second sentence of the proposal, which would
require written permission of the originating agency
before classified material could be disseminated or
reproduced by congressional committees, would, for
all practical purposes, be unenforceable in view of the
attitude generally prevailing in the Congress. Members
of Congress have usually insisted upon the right to
decide for themselves what they should share with their
fellow members of the Congress and duly cleared staff
personnel.

"The third sentence in the proposal, which would
require the return of all classified information to the
originator within a specified time, appears equally
unenforceable.

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"Finally, the bulk of classified written material which this Agency provides to congressional committees is for inclusion in the official record of hearings in executive session. This material, upon delivery, becomes the exclusive property of the committee and there is no question of its recovery by the contributing agency.

"An attempt to implement the proposal would very probably produce an adverse and unfortunate reaction on the part of the chairmen, members and staff officials of committees with whom we have contact. It is suggested that the problem be considered at an early session by the Legislative Interdepartmental Group."

2. As this is a particularly sensitive problem it is suggested that before the stringent security restrictions be proposed by the Security Review Committee for Executive Order status, the probable repercussions, as foreseen by the Legislative Interdepartmental Group, be explored.



CIA Member

cc: Mr. Howard C. Brown, Jr. - AEC
Mr. Joseph J. Liebling - Defense
Mr. William D. Blair, Jr. - State
Mr. Thomas K. Latimer - NSC

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**SUBJECT: Safeguarding Official Information in the Interests of
the Defense of the United States (Executive Order
10501, as amended)**

CONCURRENCES:

S I G N E D

23 AUG 1971

**John M. Maury
Legislative Counsel**

Date

S I G N E D

23 AUG 1971

**Lawrence R. Houston
General Counsel**

Date

S I G N E D

23 AUG 1971

**John W. Coffey
Deputy Director
for Support**

Date

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THE WHITE HOUSE
WASHINGTON

August 14, 1971

MEMORANDUM FOR:



STAT

FROM:

TOM LATIMER *TL*

SUBJECT:

Draft Revision of Section 7 (b) (3) a.

- a. In the case of classified material disseminated to Congressional committees, only staff members who have been cleared on the request of the chairman of the committee under provisions of _____ will be provided access to such material. Such material will be disseminated only on the understanding that it will not receive further reproduction or dissemination without the written approval of the head of the originating department, agency or Governmental unit or his designee. All such material will be returned to the originating office as soon as the Congressional committee no longer has need for such access, that time to be clearly designated in writing on the document at the time it is provided to the committee.